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6 UNITED STATES DISTRICT COURT
7 DISTRICT OF NEVADA

8 In Re: Zappos.com, Inc., Customer Data) Case #12-cv-00325-RCJ-CLB
9 Security Breach Litigation)
10 Plaintiff(s))
11 vs.)
12)
13 Defendant(s).)
14) FILING FEE IS \$250.00

15
16 Todd S. Garber, Petitioner, respectfully represents to the Court:
17 (name of petitioner)

18 1. That Petitioner is an attorney at law and a member of the law firm of
19 Finkelstein, Blankinship, Frei-Pearson & Garber, LLP
(firm name)

20 with offices at 445 Hamilton Avenue, Suite 605
(street address)

21 White Plains, New York, 10601
22 (city) (state) (zip code)

23 914-298-3283 tgarber@fbfglaw.com
(area code + telephone number) (Email address)

24 2. That Petitioner has been retained personally or as a member of the law firm by
25 Dahlia Habashy, Patti Hasner, Stephanie Prier, Robert Ree, Denise
26 Relethford, Shari Simon, Theresa D. Stevens, Kathryn Vorhoff to provide legal representation in connection with
[client(s)]

27 the above-entitled case now pending before this Court.
28

3. That since May 28, 2003, Petitioner has been and presently is a
 (date)
 member in good standing of the bar of the highest Court of the State of New York
 (state)
 where Petitioner regularly practices law. Petitioner shall attach a certificate from the state bar or
 from the clerk of the supreme court or highest admitting court of each state, territory, or insular
 possession of the United States in which the applicant has been admitted to practice law certifying
 the applicant's membership therein is in good standing.

4. That Petitioner was admitted to practice before the following United States District
 Courts, United States Circuit Courts of Appeal, the Supreme Court of the United States and Courts
 of other States on the dates indicated for each, and that Petitioner is presently a member in good
 standing of the bars of said Courts.

| Court | Date Admitted | Bar Number |
|----------------|---------------|------------|
| See attachment | | |
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5. That there are or have been no disciplinary proceedings instituted against petitioner,
 nor any suspension of any license, certificate or privilege to appear before any judicial, regulatory
 or administrative body, or any resignation or termination in order to avoid disciplinary or
 disbarment proceedings, except as described in detail below:

None.

Attachment

| Court | Date Admitted | Bar Number |
|---|----------------------|-------------------|
| State of Connecticut | 11/4/2002 | 420720 |
| U.S.D.C. –Southern District of New York | 7/31/2003 | TSG4620 |
| U.S.D.C. –Eastern District of New York | 8/30/2003 | TSG4620 |
| U.S.D.C. –Western District of New York | 9/23/2013 | No ID # |
| U.S.D.C. –Northern District of New York | 1/12/2016 | 519821 |
| Court of Appeals – 1 st Circuit | 2/19/2014 | 1112854 |
| Court of Appeals – 2 nd Circuit | 4/26/2010 | |
| Court of Appeals – 11 th Circuit | 9/25/2015 | |
| | | |

6. That Petitioner has never been denied admission to the State Bar of Nevada. (Give particulars if ever denied admission):

None.

7. That Petitioner is a member of good standing in the following Bar Associations.

New York State Bar and Connecticut State Bar

8. Petitioner has filed application(s) to appear as counsel under Local Rule IA 11-2 (formerly LR IA 10-2) during the past three (3) years in the following matters: (State "none" if no applications.)

| Date of Application | Cause | Title of Court Administrative Body or Arbitrator | Was Application Granted or Denied |
|---------------------|-------|--|---|
| None. | | | |
| | | | |
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(If necessary, please attach a statement of additional applications)

9. Petitioner consents to the jurisdiction of the courts and disciplinary boards of the State of Nevada with respect to the law of this state governing the conduct of attorneys to the same extent as a member of the State Bar of Nevada.

10. Petitioner agrees to comply with the standards of professional conduct required of the members of the bar of this court.


11. Petitioner has disclosed in writing to the client that the applicant is not admitted to practice in this jurisdiction and that the client has consented to such representation.

1 That Petitioner respectfully prays that Petitioner be admitted to practice before this Court
 2 FOR THE PURPOSES OF THIS CASE ONLY.

3
 4 STATE OF New York)
 5 COUNTY OF Westchester)
 6

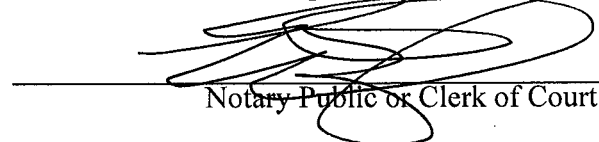

 Petitioner's signature

7 Todd S. Garber, Petitioner, being first duly sworn, deposes and says:
 8 That the foregoing statements are true.


 Petitioner's signature

9
 10 Subscribed and sworn to before me this

11 3rd day of December, 2019.


 Notary Public or Clerk of Court

EVELYN L. OZUNA
 NOTARY PUBLIC-STATE OF NEW YORK
 No. 010Z6351420
 Qualified in Bronx County
 My Commission Expires 12-05-2020

15
 16 **DESIGNATION OF RESIDENT ATTORNEY ADMITTED TO**
 17 **THE BAR OF THIS COURT AND CONSENT THERETO.**

18 Pursuant to the requirements of the Local Rules of Practice for this Court, the Petitioner
 19 believes it to be in the best interests of the client(s) to designate David C. O'Mara,
 20 (name of local counsel)
 21 Attorney at Law, member of the State of Nevada and previously admitted to practice before the
 22 above-entitled Court as associate resident counsel in this action. The address and email address of
 23 said designated Nevada counsel is:

24 311 E. Liberty Street
 25 (street address)
 26 Reno, Nevada, 89501
 27 (city) (state) (zip code)
 28 775-323-1321, david@omaralaw.net
 (area code + telephone number) (Email address)

1 By this designation the petitioner and undersigned party(ies) agree that this designation constitutes
2 agreement and authorization for the designated resident admitted counsel to sign stipulations
3 binding on all of us.
4

5 **APPOINTMENT OF DESIGNATED RESIDENT NEVADA COUNSEL**
6

7 The undersigned party(ies) appoint(s) David C. O'Mara as
8 his/her/their Designated Resident Nevada Counsel in this case.
9

10 Stephanie Huppert (Preira)
11 (party's signature)

12 Stephanie Huppert (Preira)
13 (type or print party name, title)

14 (party's signature)

15 (type or print party name, title)
16

17 **CONSENT OF DESIGNEE**

18 The undersigned hereby consents to serve as associate resident Nevada counsel in this case.
19

20 David C. O'Mara
Designated Resident Nevada Counsel's signature

21 8599

22 Bar number

david@omaralaw.net

23 Email address

24 APPROVED:

25 Dated: this 6th day of December, 2019.

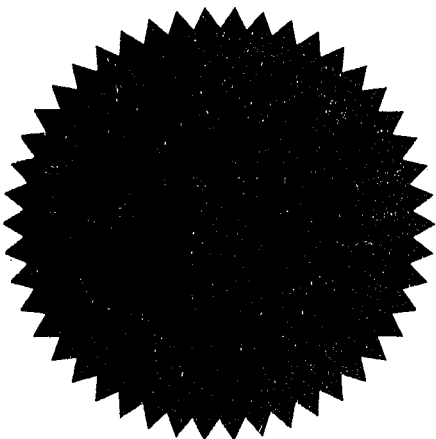
26 R. Jones
27 UNITED STATES DISTRICT JUDGE
28



**Appellate Division of the Supreme Court
of the State of New York
Second Judicial Department**

I, Aprilanne Agostino, Clerk of the Appellate Division of the Supreme Court of the State of New York, Second Judicial Department, do hereby certify that **Todd Seth Garber** was duly licensed and admitted to practice as an Attorney and Counselor-at-Law in all the courts of the State, according to the laws of the State and the court rules and orders, on the 28th day of **May 2003**, has duly taken and subscribed the oath of office prescribed by law, has been enrolled in the Roll of Attorneys and Counselors-at-Law on file in my office, has duly registered with the administrative office of the courts, and according to the records of this court is in good standing as an Attorney and Counselor-at-Law.

In Witness Whereof, I have hereunto set my hand and affixed the seal of said Appellate Division on November 12, 2019.



Aprilanne Agostino

Clerk of the Court

State of Connecticut
Supreme Court

*I, Carolyn C. Ziogas, Chief Clerk of the Supreme Court of the State of Connecticut and
keeper of the Seal thereof,*

Do hereby certify, that, in the Supreme Court at **Hartford**
on the **4th** *day of* **November, 2002**

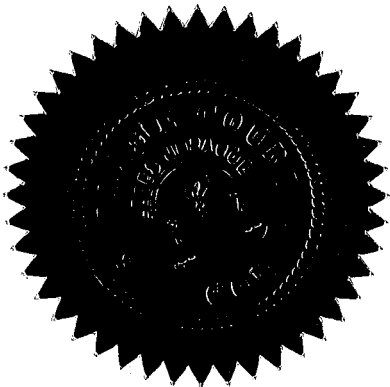
Todd Seth Garber

of

Weston, Connecticut

*having been examined and found duly qualified, was sworn as an attorney and admitted to
practice before all courts of this state, and that said attorney is a member of in good standing of
the Bar of this State pursuant to Practice Book §2-65.*

*In Testimony Whereof, I have hereunto set my hand
and affix the Seal of the Supreme Court of the State of
Connecticut, at Hartford, this day* **November 27, 2019**



A handwritten signature in dark ink, reading "Carolyn C. Ziogas", is written over a horizontal line.

Carolyn C. Ziogas
Chief Clerk